

REFERENCE TITLE: punitive damages; schools; teachers; exemption

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SCR 1002

Introduced by
Senator Harper: Representative Reagan

A CONCURRENT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE II, SECTION 31, CONSTITUTION OF ARIZONA; RELATING TO DAMAGES FOR DEATH OR PERSONAL INJURIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it resolved by the Senate of the State of Arizona, the House of
2 Representatives concurring:

3 1. Article II, section 31, Constitution of Arizona, is proposed to be
4 amended as follows if approved by the voters and on proclamation of the
5 Governor:

6 31. Damages for death or personal injuries

7 Section 31. No law shall be enacted in this state
8 limiting the amount of damages to be recovered for causing the
9 death or injury of any person, EXCEPT THAT:

10 1. PUBLIC SCHOOL TEACHERS ARE NOT SUBJECT TO PUNITIVE
11 DAMAGES FOR ANY ACT OR FAILURE TO ACT RELATED TO CLASSROOM
12 DISCIPLINE.

13 2. PUBLIC SCHOOLS ARE NOT SUBJECT TO PUNITIVE DAMAGES BUT
14 ARE SUBJECT TO COMPENSATORY DAMAGES IN AN AMOUNT THAT DOES NOT
15 EXCEED THE ECONOMIC INJURIES SUSTAINED.

16 2. The Secretary of State shall submit this proposition to the voters
17 at the next general election as provided by article XXI, Constitution of
18 Arizona.